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Notice of Allowability

Application No.

09/939,287

Examiner

Charles I. Boyer

Applicant(s)

GAGLIARDI ET AL.

Art Unit

1751

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to applicants' amendment and response received December 16, 2005.
2. ☒ The allowed claim(s) is/are 1-7,9-11,13 and 14.
3. ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) ☒ All b) ☐ Some* c) ☐ None of the:
 1. ☒ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

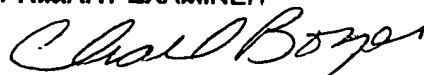
4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
 - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
 - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
 - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.

Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

- | | |
|---|--|
| <ol style="list-style-type: none"> 1. <input type="checkbox"/> Notice of References Cited (PTO-892) 2. <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) 3. <input type="checkbox"/> Information Disclosure Statements (PTO-1449 or PTO/SB/08),
Paper No./Mail Date _____ 4. <input type="checkbox"/> Examiner's Comment Regarding Requirement for Deposit
of Biological Material | <ol style="list-style-type: none"> 5. <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) 6. <input type="checkbox"/> Interview Summary (PTO-413),
Paper No./Mail Date _____ 7. <input checked="" type="checkbox"/> Examiner's Amendment/Comment 8. <input type="checkbox"/> Examiner's Statement of Reasons for Allowance 9. <input type="checkbox"/> Other _____ |
|---|--|

CHARLES BOYER
PRIMARY EXAMINER



EXAMINER'S AMENDMENT

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Mark Charles on March 13, 2006.

The application has been amended as follows:

Delete claim 1 and insert new claim 1 as follows:

--1. A process of treating a fabric comprising contacting the fabric with a composition comprising:

a) a pre-swollen absorbent gelling material having a water content of less than 5%, said absorbent gelling material being water-insoluble, water-swellaable, and capable of forming a gel when said absorbent gelling material is contacted by moisture;

b) an activated zeolite;

c) a component selected from the group consisting of silica, microcrystalline cellulose, cellulose, or a derivative thereof.—

In line 2 of claim 6, delete "onto" and insert —on—therefor

In line 2 of claim 7, delete "and" and insert —or—therefor

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In line 1 of claim 9, delete "comprising said pre-swollen absorbent gelling material"

In line 2 of claim 10, delete "comprising said pre-swollen absorbent gelling material"

Delete claim 13 and insert new claim 13 as follows:

--13. A kit for treating a fabric comprising:

1. a composition comprising;

a) a pre-swollen absorbent gelling material having a water content of less than 5%, said absorbent gelling material being water-insoluble, water-swellaable, and capable of forming a gel when said absorbent gelling material is contacted by moisture;

b) an activated zeolite;

c) a component selected from the group consisting of silica, microcrystalline cellulose, cellulose, or a derivative thereof.—

2. a fabric cleaning composition or water.—

Delete claim 14 and insert new claim 14 as follows:

--14. A kit for treating a fabric comprising:

1. a composition comprising;


a) a pre-swollen absorbent gelling material having a water content of less than 5%, said absorbent gelling material being water-insoluble, water-swellaable, and capable of forming a gel when said absorbent gelling material is contacted by moisture;

- b) an activated zeolite;
 - c) a component selected from the group consisting of silica, microcrystalline cellulose, cellulose, or a derivative thereof.—
2. a set of instructions to use said composition in a process according to claim 1.—

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Charles I. Boyer whose telephone number is 571 272 1311. The examiner can normally be reached on M-Th 9:30 to 6:00.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Douglas McGinty can be reached on 571 272 1029. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).


Charles I Boyer
Primary Examiner
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